

October 25, 2002

Percy L. Angelo  
Mayer, Brown, Rowe & Maw  
190 South La Salle Street  
Chicago, Illinois 60603-3441

SUBJECT: RESPONSE TO LETTER DATED SEPTEMBER 20, 2002, REGARDING  
HONEYWELL INTERNATIONAL, METROPOLIS, ILLINOIS

Dear Mr. Angelo:

I am responding to your letter dated September 20, 2002, in which you represented Honeywell International with respect to the Illinois Department of Nuclear Safety's (INDS) classification of waste (wood chips) at the Honeywell facility. In that letter, you updated an earlier correspondence, dated March 2, 2001, and asked that we consider a recent U.S. Nuclear Regulatory Commission (NRC) decision as we review this matter.

You addressed the recent decision in which the NRC determined that certain wastes from the front end of the process at the Sequoyah Fuels Corporation uranium conversion facility may be treated as Atomic Energy Act, Section 11e.(2) byproduct materials. Specifically, you stated that Honeywell believes its process is similar to that of Sequoyah Fuels and asked that we consider this while reviewing the classification of the wood chips from Honeywell.

We are currently reviewing this matter and intend to consider all of NRC's recent decisions regarding 11e.(2) byproduct material when making a final determination. We will advise all interested parties of this determination when it is finalized.

In accordance with 10 CFR 2.790 of NRC's "Rules of Practice," for Domestic Licensing Proceedings and Issuance of Orders, a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room).

P. Angelo

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Should you have any questions regarding this matter, please feel free to call Jill Caverly, of my staff, at 301-415-6699 or email at [jsc1@nrc.gov](mailto:jsc1@nrc.gov).

Sincerely,

**/RA/**

Daniel M. Gillen, Chief  
Fuel Cycle Facilities Branch  
Division of Fuel Cycle Safety  
and Safeguards  
Office of Nuclear Material Safety  
and Safeguards

P. Angelo

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Sincerely,

**/RA/**

Daniel M. Gillen, Chief  
Fuel Cycle Facilities Branch  
Division of Fuel Cycle Safety  
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Office of Nuclear Material Safety  
and Safeguards

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<b>DATE</b>	10/21/02		10/21/02		10/23/02		10/25/02			

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